



PATENT

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1/28/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David Frederick HORROBIN

Serial No.: 09/898458

Group Art Unit: 1615

Filed: July 5, 2001

Examiner: L. S. Channavajjala

For: VITAMIN K AND ESSENTIAL FATTY ACIDS

RESPONSE

Commissioner of Patents
Washington, DC 20231

Sir:

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In response to the Official Letter mailed October 1, 2002, kindly enter the following remarks in the above-captioned application.

REMARKS

This is submitted as a full and complete response to the outstanding Official Letter. The Examiner has required an election of species taking the position that claim 1 is generic and grouping the species as Group I, nutritional and pharmaceutical formulations grouped as claims 1-9 and 22-30; Group II, a second group of nutritional and pharmaceutical formulations and here the Examiner has identified the same claims as Group I but it is thought the claims should be claims 10-17 and 31-38; and Group III, foodstuffs and it is thought these claims should be identified as claims 18-21 and 39-42.

The applicant herewith elects to continue prosecution on the claims of Group I, namely claims 1-9 and 22-30 noting that claim 1 is generic. This election is made without

traverse and should a generic or subgeneric claim be found allowable that covers the non-elected claims, it is understood those claims may well be allowed in this application.

Early and favorable action on the merits of the elected species is courteously awaited.

Respectfully submitted,

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